

PATENT
Attorney Docket No. 502972-PCT-US-A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ed VanDyne et al.

Art Unit: 3747

Application No.: 10/576,989

Examiner: Not yet assigned

Filed: April 21, 2006

For: **METHOD AND APPARATUS FOR CONTROLLING
EXHAUST GAS RECIRCULATION AND START OF
COMBUSTION IN RECIPROCATING COMPRESSION
IGNITION ENGINES WITH AN IGNITION SYSTEM
WITH IONIZATION MEASUREMENT**

**Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Request Not To Treat Petition Filed May 8, 2006

On April 21, 2006, four national stage applications having docket numbers 502972-PCT-US-A, 502972-PCT-US-B, 502972-PCT-US-C, and 502972-PCT-US-D were filed in the Receiving Office (RO) of the United States Patent and Trademark Office (USPTO) claiming priority to International Application No. PCT/US2004/35651. On May 1, 2006, the Applicants' representative was contacted by the RO of the USPTO. The RO informed the undersigned that the RO only allows one national stage application per international application. The RO further indicated that the 502972-PCT-US-A application would be assigned serial number 10/576,989 and that a petition should be filed to determine how to proceed with the 502972-PCT-US-B, 502972-PCT-US-C, and 502972-PCT-US-D applications.

The Applicants filed a petition on May 8, 2006 to determine how to proceed with the 502972-PCT-US-B, 502972-PCT-US-C, and 502972-PCT-US-D filings. Based on a telephone conversation on September 27, 2006 with the RO, the Applicants hereby request not to treat the petition filed May 8, 2006, and proceed with examining the 502972-PCT-US-A application, which was assigned serial number 10/576,989, with the Preliminary Amendment filed concurrently with this petition.

Method of Payment of Fees

- ☐ Charge Deposit Account No. 50-3505 in the amount of \$130.00. (A duplicate copy of this communication is provided for that purpose.)

In re Application of: Ed VanDyne et al.
Application No.: 10/576,989

Authorization to Additional Charge Fees

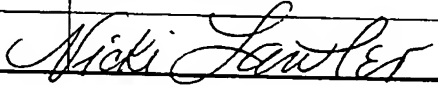
- ☒ If any additional fees are owed in connection with this communication, please charge Deposit Account No. 50-3505.

Instructions as to Overpayment

- ☒ Credit Account No. 50-3505.

Respectfully submitted,

By /Kevin L. Wingate/
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CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8			
I hereby certify that this Petition Not To Treat Petition Filed May 8, 2006 and all accompanying documents are, on the date indicated below are being facsimile transmitted to the U.S. Patent and Trademark Office, Attention: Dan Stemmer, Facsimile Number 571-273-0459.			
Name (Print/Type)	Vicki Lawler		
Signature		Date	September 28, 2006



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28 SEP 2006

Legal Staff
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FACSIMILE MESSAGE

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COMPANY	United States Patent and Trademark Office	TELEPHONE NO.	571-272-3301

FROM: Kevin L. Wingate
DATE: September 28, 2006

IN RE APPLICATION OF : Ed VanDyne et al

DOCKET NO. 502972-PCT-US-A

APPLICATION NO.: 10/576,989

CLIENT NO. 097264

FILED: April 21, 2006

MATTER NO. 1329

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